

OKLAHOMA TAX COMMISSION

TAX POLICY AND RESEARCH DIVISION
TONY MASTIN, DIRECTOR

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September 26, 2002

Re: Our File Number LR-02-156; Survey regarding taxability of IRC Section 125, Cafeteria Plan Benefit Employee Deductions

Dear

This is in response to your survey regarding taxability of IRC Section 125, Cafeteria Plan Benefit Employee Deductions. Please be advised that Oklahoma's tax treatment for the aforementioned plan generally default to Federal Guidelines. Please refer to Oklahoma Statutes, Title 68 Section 2353 (3), a copy of which is enclosed.

This response applies only to the circumstances set out in your request of August 30, 2002. Pursuant to Commission Rule 710:1-3-73(e), this Letter Ruling may be generally relied upon **only** by the entity to whom it is issued, assuming that all pertinent facts have been accurately and completely stated, and that there has been no change in applicable law. If I can be of further assistance, please feel free to contact me.

Sincerely,

Brenda J. Sullivan
Tax Policy Analyst

Enclosure